

Calendar No. 512

103D CONGRESS
2D SESSION

H. R. 4453

[Report No. 103-312]

AN ACT

Making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

May 25 (legislative day, May 16), 1994

Received; read twice and referred to the Committee on Appropriations

June 14 (legislative day, June 11), 1994

Reported with amendments

Calendar No. 521

103^D CONGRESS
2^D SESSION**H. R. 4453****[Report No. 103-312]**

IN THE SENATE OF THE UNITED STATES

MAY 25 (legislative day, MAY 16), 1994

Received; read twice and referred to the Committee on Appropriations

JULY 14 (legislative day, JULY 11), 1994

Reported by Mr. SASSER, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

Making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1995, for military con-
6 struction functions administered by the Department of
7 Defense, and for other purposes, namely:

MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, including personnel in the Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for construction and operation of facilities in support of the functions of the Commander in Chief, ~~\$623,511,000~~ \$489,076,000, to remain available until September 30, 1999: *Provided*, That of this amount, not to exceed ~~\$67,700,000~~ \$62,926,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

MILITARY CONSTRUCTION, NAVY

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation,

tion, ~~\$462,701,000~~ \$340,455,000, to remain available until September 30, 1999: *Provided*, That of this amount, not to exceed ~~\$47,900,000~~ \$43,380,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, \$514,977,000 \$525,863,000, to remain available until September 30, 1999: *Provided*, That of this amount, not to exceed ~~\$55,900,000~~ \$53,886,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

1 MILITARY CONSTRUCTION, DEFENSE-WIDE

2 (INCLUDING TRANSFER OF FUNDS)

3 For acquisition, construction, installation, and equip-
4 ment of temporary or permanent public works, installa-
5 tions, facilities, and real property for activities and agen-
6 cies of the Department of Defense (other than the military
7 departments), as currently authorized by law,
8 ~~\$467,169,000~~ *\$561,039,000*, to remain available until Sep-
9 tember 30, 1999: *Provided*, That such amounts of this ap-
10 propriation as may be determined by the Secretary of De-
11 fense may be transferred to such appropriations of the De-
12 partment of Defense available for military construction *or*
13 *family housing* as he may designate, to be merged with
14 and to be available for the same purposes, and for the
15 same time period, as the appropriation or fund to which
16 transferred: *Provided further*, That of the amount appro-
17 priated, not to exceed ~~\$45,960,000~~ *\$51,960,000* shall be
18 available for study, planning, design, architect and engi-
19 neer services, as authorized by law, unless the Secretary
20 of Defense determines that additional obligations are nec-
21 essary for such purposes and notifies the Committees on
22 Appropriations of both Houses of Congress of his deter-
23 mination and the reasons therefor.

1 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

2 For construction, acquisition, expansion, rehabilita-
3 tion, and conversion of facilities for the training and ad-
4 ministration of the Army National Guard, and contribu-
5 tions therefor, as authorized by chapter 133 of title 10,
6 United States Code, and military construction authoriza-
7 tion Acts, ~~\$134,235,000~~ \$170,479,000, to remain available
8 until September 30, 1999.

9 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

10 For construction, acquisition, expansion, rehabilita-
11 tion, and conversion of facilities for the training and ad-
12 ministration of the Air National Guard, and contributions
13 therefor, as authorized by chapter 133 of title 10, United
14 States Code, and military construction authorization Acts,
15 ~~\$209,843,000~~ \$257,825,000, to remain available until Sep-
16 tember 30, 1999.

17 MILITARY CONSTRUCTION, ARMY RESERVE

18 (TRANSFER OF FUNDS)

19 For construction, acquisition, expansion, rehabilita-
20 tion, and conversion of facilities for the training and ad-
21 ministration of the Army Reserve as authorized by chapter
22 133 of title 10, United States Code, and military construc-
23 tion authorization Acts, ~~\$39,121,000~~ \$40,870,000, to re-
24 main available until September 30, 1999: *Provided, That*
25 *of the funds appropriated for "Military Construction, Army*

1 *Reserve, 1992/1996*”, \$1,500,000 shall be transferred to
 2 *“Military Construction, Army National Guard, 1992/1996”*
 3 *for the same purposes as the appropriation to which trans-*
 4 *ferred.*

5 MILITARY CONSTRUCTION, NAVAL RESERVE

6 For construction, acquisition, expansion, rehabilita-
 7 tion, and conversion of facilities for the training and ad-
 8 ministration of the reserve components of the Navy and
 9 Marine Corps as authorized by chapter 133 of title 10,
 10 United States Code, and military construction authoriza-
 11 tion Acts, ~~\$12,348,000~~ \$18,355,000, to remain available
 12 until September 30, 1999.

13 MILITARY CONSTRUCTION, AIR FORCE RESERVE

14 For construction, acquisition, expansion, rehabilita-
 15 tion, and conversion of facilities for the training and ad-
 16 ministration of the Air Force Reserve as authorized by
 17 chapter 133 of title 10, United States Code, and mili-
 18 tary construction authorization Acts, ~~\$56,378,000~~
 19 \$45,840,000, to remain available until September 30,
 20 1999.

21 NORTH ATLANTIC TREATY ORGANIZATION

22 INFRASTRUCTURE

23 For the United States share of the cost of North At-
 24 lantic Treaty Organization Infrastructure programs for
 25 the acquisition and construction of military facilities and

1 installations (including international military head-
 2 quarters) and for related expenses for the collective de-
 3 fense of the North Atlantic Treaty Area as authorized in
 4 military construction Acts and section 2806 of title 10,
 5 United States Code, ~~\$119,000,000~~ *\$219,000,000*, to re-
 6 main available until expended.

7 FAMILY HOUSING, ARMY

8 For expenses of family housing for the Army for con-
 9 struction, including acquisition, replacement, addition, ex-
 10 pansion, extension and alteration and for operation and
 11 maintenance, including debt payment, leasing, minor con-
 12 struction, principal and interest charges, and insurance
 13 premiums, as authorized by law, as follows: for Construc-
 14 tion, ~~\$160,602,000~~ *\$173,502,000*, to remain available until
 15 September 30, 1999; for Operation and maintenance, and
 16 for debt payment, ~~\$1,121,208,000~~ *\$1,065,708,000*; in all
 17 ~~\$1,281,810,000~~ *\$1,239,210,000*.

18 FAMILY HOUSING, NAVY AND MARINE CORPS

19 For expenses of family housing for the Navy and Ma-
 20 rine Corps for construction, including acquisition, replace-
 21 ment, addition, expansion, extension and alteration and
 22 for operation and maintenance, including debt payment,
 23 leasing, minor construction, principal and interest
 24 charges, and insurance premiums, as authorized by law,
 25 as follows: for Construction, ~~\$269,035,000~~ *\$229,295,000*,

1 to remain available until September 30, 1999; for Oper-
 2 ation and maintenance, and for debt payment,
 3 ~~\$853,599,000~~ *\$937,599,000*; in all ~~\$1,122,634,000~~
 4 *\$1,166,894,000*.

5 FAMILY HOUSING, AIR FORCE

6 For expenses of family housing for the Air Force for
 7 construction, including acquisition, replacement, addition,
 8 expansion, extension and alteration and for operation and
 9 maintenance, including debt payment, leasing, minor con-
 10 struction, principal and interest charges, and insurance
 11 premiums, as authorized by law, as follows: for Construc-
 12 tion, ~~\$276,482,000~~ *\$273,355,000*, to remain available until
 13 September 30, 1999; for Operation and maintenance, and
 14 for debt payment, ~~\$801,345,000~~ *\$824,845,000* of which
 15 ~~not more than \$14,200,000~~ may be obligated for the ac-
 16 quisition of family housing units at Comiso AB, Italy; in
 17 all ~~\$1,077,827,000~~ *\$1,098,200,000*.

18 FAMILY HOUSING, DEFENSE-WIDE

19 For expenses of family housing for the activities and
 20 agencies of the Department of Defense (other than the
 21 military departments) for construction, including acquisi-
 22 tion, replacement, addition, expansion, extension and al-
 23 teration, and for operation and maintenance, leasing, and
 24 minor construction, as authorized by law, as follows: for
 25 Construction, \$350,000, to remain available for obligation

1 until September 30, 1999; for Operation and maintenance,
2 \$29,031,000; in all \$29,381,000.

3 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART I

4 For deposit into the Department of Defense Base
5 Closure Account established by section 207(a)(1) of the
6 Defense Authorization Amendments and Base Closure
7 and Realignment Act (Public Law 100-526),
8 \$87,600,000, to remain available for obligation until Sep-
9 tember 30, 1995: *Provided*, ~~That none of these funds~~
10 ~~may be obligated for base realignment and closure activi-~~
11 ~~ties under Public Law 100-526 which would cause the~~
12 ~~Department's \$1,800,000,000 cost estimate for military~~
13 ~~construction and family housing related to the Base Re-~~
14 ~~alignment and Closure Program to be exceeded: *Provided*~~
15 ~~further~~, That not less than \$66,800,000 of the funds ap-
16 propriated herein shall be available solely for environ-
17 mental restoration.

18 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART II

19 (INCLUDING TRANSFER OF FUNDS)

20 For deposit into the Department of Defense Base
21 Closure Account 1990 established by section 2906(a)(1)
22 of the Department of Defense Authorization Act, 1991
23 (Public Law 101-510), \$265,700,000, to remain available
24 until expended: *Provided*, That not less than
25 \$138,700,000 of the funds appropriated herein shall be

1 available solely for environmental restoration: *Provided*
2 *further*, That, in addition, not to exceed \$133,000,000
3 may be transferred from “Homeowners Assistance Fund,
4 Defense” to “Base Realignment and Closure Account,
5 Part II”, to be merged with, and to be available for the
6 same purposes and the same time period as that account.

7 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART III

8 For deposit into the Department of Defense Base
9 Closure Account 1990 established by section 2906(a)(1)
10 of the Department of Defense Authorization Act, 1991
11 (Public Law 101–510), \$2,322,858,000, to remain avail-
12 able until expended: *Provided*, That not less than
13 \$302,700,000 of the funds appropriated herein shall be
14 available solely for environmental restoration.

15 GENERAL PROVISIONS

16 SEC. 101. None of the funds appropriated in Military
17 Construction Appropriations Acts shall be expended for
18 payments under a cost-plus-a-fixed-fee contract for work,
19 where cost estimates exceed \$25,000, to be performed
20 within the United States, except Alaska, without the spe-
21 cific approval in writing of the Secretary of Defense set-
22 ting forth the reasons therefor.

23 SEC. 102. Funds appropriated to the Department of
24 Defense for construction shall be available for hire of pas-
25 senger motor vehicles.

1 SEC. 103. Funds appropriated to the Department of
2 Defense for construction may be used for advances to the
3 Federal Highway Administration, Department of Trans-
4 portation, for the construction of access roads as author-
5 ized by section 210 of title 23, United States Code, when
6 projects authorized therein are certified as important to
7 the national defense by the Secretary of Defense.

8 SEC. 104. None of the funds appropriated in this Act
9 may be used to begin construction of new bases inside the
10 continental United States for which specific appropria-
11 tions have not been made.

12 SEC. 105. No part of the funds provided in Military
13 Construction Appropriations Acts shall be used for pur-
14 chase of land or land easements in excess of 100 per cen-
15 tum of the value as determined by the Army Corps of En-
16 gineers or the Naval Facilities Engineering Command, ex-
17 cept (a) where there is a determination of value by a Fed-
18 eral court, or (b) purchases negotiated by the Attorney
19 General or his designee, or (c) where the estimated value
20 is less than \$25,000, or (d) as otherwise determined by
21 the Secretary of Defense to be in the public interest.

22 SEC. 106. None of the funds appropriated in Military
23 Construction Appropriations Acts shall be used to (1) ac-
24 quire land, (2) provide for site preparation, or (3) install
25 utilities for any family housing, except housing for which

1 funds have been made available in annual Military Con-
2 struction Appropriations Acts.

3 SEC. 107. None of the funds appropriated in Military
4 Construction Appropriations Acts for minor construction
5 may be used to transfer or relocate any activity from one
6 base or installation to another, without prior notification
7 to the Committees on Appropriations.

8 SEC. 108. No part of the funds appropriated in Mili-
9 tary Construction Appropriations Acts may be used for
10 the procurement of steel for any construction project or
11 activity for which American steel producers, fabricators,
12 and manufacturers have been denied the opportunity to
13 compete for such steel procurement.

14 SEC. 109. None of the funds available to the Depart-
15 ment of Defense for military construction or family hous-
16 ing during the current fiscal year may be used to pay real
17 property taxes in any foreign nation.

18 SEC. 110. None of the funds appropriated in Military
19 Construction Appropriations Acts may be used to initiate
20 a new installation overseas without prior notification to
21 the Committees on Appropriations.

22 SEC. 111. None of the funds appropriated in Military
23 Construction Appropriations Acts may be obligated for ar-
24 chitect and engineer contracts estimated by the Govern-
25 ment to exceed \$500,000 for projects to be accomplished

1 in Japan or in any NATO member country, unless such
2 contracts are awarded to United States firms or United
3 States firms in joint venture with host nation firms.

4 SEC. 112. None of the funds appropriated in Military
5 Construction Appropriations Acts for military construc-
6 tion in the United States territories and possessions in the
7 Pacific and on Kwajalein Atoll may be used to award any
8 contract estimated by the Government to exceed
9 \$1,000,000 to a foreign contractor: *Provided*, That this
10 section shall not be applicable to contract awards for
11 which the lowest responsive and responsible bid of a
12 United States contractor exceeds the lowest responsive
13 and responsible bid of a foreign contractor by greater than
14 20 per centum.

15 SEC. 113. The Secretary of Defense is to inform the
16 Committees on Appropriations and the Committees on
17 Armed Services of the plans and scope of any proposed
18 military exercise involving United States personnel thirty
19 days prior to its occurring, if amounts expended for con-
20 struction, either temporary or permanent, are anticipated
21 to exceed \$100,000.

22 (TRANSFER OF FUNDS)

23 SEC. 114. Unexpended balances in the Military Fam-
24 ily Housing Management Account established pursuant to
25 section 2831 of title 10, United States Code, as well as
26 any additional amounts which would otherwise be trans-

13 (TRANSFER OF FUNDS)

SEC. 117. For military construction or family housing projects that are being completed with funds otherwise expired or lapsed for obligation, expired or lapsed funds may be used to pay the cost of associated supervision, inspection, overhead, engineering and design on those projects and on subsequent claims, if any.

25 SEC. 118. Notwithstanding any other provision of
26 law, any funds appropriated to a military department or

1 defense agency for the construction of military projects
2 may be obligated for a military construction project or
3 contract, or for any portion of such a project or contract,
4 at any time before the end of the fourth fiscal year after
5 the fiscal year for which funds for such project were ap-
6 propriated if the funds obligated for such project (1) are
7 obligated from funds available for military construction
8 projects, and (2) do not exceed the amount appropriated
9 for such project, plus any amount by which the cost of
10 such project is increased pursuant to law.

11 (TRANSFER OF FUNDS)

12 SEC. 119. During the five-year period after appro-
13 priations available to the Department of Defense for mili-
14 tary construction and family housing operation and main-
15 tenance and construction have expired for obligation, upon
16 a determination that such appropriations will not be nec-
17 essary for the liquidation of obligations or for making au-
18 thorized adjustments to such appropriations for obliga-
19 tions incurred during the period of availability of such ap-
20 propriations, unobligated balances of such appropriations
21 may be transferred into the appropriation "Foreign Cur-
22 rency Fluctuations, Construction, Defense" to be merged
23 with and to be available for the same time period and for
24 the same purposes as the appropriation to which trans-
25 ferred.

SEC. 121. During the current fiscal year, in addition to any other transfer authority available to the Department of Defense, proceeds deposited to the Department of Defense Base Closure Account established by section 207(a)(1) of the Defense Authorization Amendments and Base Closure and Realignment Act (Public Law 100-526) pursuant to section 207(a)(2)(C) of such Act, may be transferred to the account established by section 2906(a)(1) of the Department of Defense Authorization Act, 1991, to be merged with, and to be available for the same purposes and the same time period as that account.

22 SEC. 122. The second paragraph under the heading,
23 “Family Housing, Navy and Marine Corps” in title XI
24 of Public Law 102–368, is amended by inserting “and the
25 August 8, 1993 earthquake in Guam” immediately after
26 “Typhoon Omar”.

1 SEC. 123. (a) Of the budgetary resources available
 2 to the Department of Defense for military construction
 3 and family housing accounts during fiscal year 1995,
 4 \$10,421,000 are permanently canceled.

5 (b) The Secretary of Defense shall allocate the
 6 amount of budgetary resources canceled among the De-
 7 partment's military construction and family housing ac-
 8 counts available for procurement and procurement-related
 9 expenses. Amounts available for procurement and procure-
 10 ment-related expenses in each such account shall be re-
 11 duced by the amount allocated to such account.

12 (c) For the purposes of this section, the definition
 13 of "procurement" includes all stages of the process of ac-
 14 quiring property or services, beginning with the process
 15 of determining a need for a product or services and ending
 16 with contract completion and closeout, as specified in 41
 17 U.S.C. 403(2).

18 **SEC. 124. COMPLIANCE WITH BUY AMERICAN ACT.**

19 No funds appropriated pursuant to this Act may be
 20 expended by an entity unless the entity agrees that in ex-
 21 pending the assistance the entity will comply with sections
 22 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-
 23 10c, popularly known as the "Buy American Act").

24 *(INCLUDING RESCISSION AND TRANSFER OF FUNDS)*

25 *SEC. 124. In addition to amounts appropriated or oth-*
 26 *erwise made available by this Act, \$25,100,000 is appro-*

1 *priated to the Department of Defense and shall be available*
 2 *only for transfer to the United States Coast Guard, to re-*
 3 *main available until expended, to defray expenses for the*
 4 *consolidation of United States Coast Guard functions in*
 5 *Martinsburg, West Virginia, including planning, acquisi-*
 6 *tion, construction, relocation of personnel and equipment*
 7 *and other associated costs: Provided, That of the funds ap-*
 8 *propriated for "Military Construction, Naval Reserve"*
 9 *under Public Law 102-136, \$25,100,000 are rescinded.*

10 **SEC. 125. SENSE OF CONGRESS; REQUIREMENT REGARD-**
 11 **ING NOTICE.**

12 ~~(a) PURCHASE OF AMERICAN-MADE EQUIPMENT~~
 13 ~~AND PRODUCTS.—In the case of any equipment or prod-~~
 14 ~~ucts that may be authorized to be purchased with financial~~
 15 ~~assistance provided under this Act, it is the sense of the~~
 16 ~~Congress that entities receiving such assistance should, in~~
 17 ~~expending the assistance, purchase only American-made~~
 18 ~~equipment and products.~~

19 ~~(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In~~
 20 ~~providing financial assistance under this Act, the Sec-~~
 21 ~~retary of the Treasury shall provide to each recipient of~~
 22 ~~the assistance a notice describing the statement made in~~
 23 ~~subsection (a) by the Congress.~~

(RESCISSIONS)

1
2 *SEC. 125. Of the funds provided in Military Construc-*
3 *tion Appropriations Acts, the following funds are hereby re-*
4 *scinded from the following accounts in the specified*
5 *amounts:*

6 *“Military Construction, Defense Agencies, 1992/*
7 *1996”, \$30,000,000;*

8 *“Military Construction, Defense Agencies, 1993/*
9 *1997”, \$1,500,000.*

10 **SEC. 126. PROHIBITION OF CONTRACTS.**

11 If it has been finally determined by a court or Federal
12 agency that any person intentionally affixed a fraudulent
13 label bearing a “Made in America” inscription, or any in-
14 scription with the same meaning, to any product sold in
15 or shipped to the United States that was not made in the
16 United States, such person shall be ineligible to receive
17 any contract or subcontract made with funds provided
18 pursuant to this Act, pursuant to the debarment, suspen-
19 sion, and ineligibility procedures described in section
20 9.400 through 9.409 of title 48, Code of Federal Regula-
21 tions.

22 **SEC. 126. LAND CONVEYANCE, NAVAL RESERVE CENTER,**
23 **SEATTLE, WASHINGTON.**

24 (a) *CONVEYANCE AUTHORIZED.*—*The Secretary of the*
25 *Navy may convey to the City of Seattle, Washington (in*

1 *this section referred to as the “City”), all right, title, and*
2 *interest of the United States in and to a parcel of real prop-*
3 *erty, together with improvements thereon, consisting of ap-*
4 *proximately 5.09 acres, the location of the Naval Reserve*
5 *Center, Seattle, Washington.*

6 *(b) CONSIDERATION.—(1) As consideration for the con-*
7 *veyance under subsection (a), the City shall pay to the*
8 *United States an amount equal to the fair market value*
9 *(as determined by the Secretary) of the portion of the real*
10 *property to be conveyed under subsection (a) that is de-*
11 *scribed in paragraph (2).*

12 *(2) Paragraph (1) applies to the portion of the parcel*
13 *of real property referred to in subsection (a) that consists*
14 *of approximately 3.67 acres and was acquired by the*
15 *United States from a party other than the City.*

16 *(c) CONDITION.—The conveyance authorized by sub-*
17 *section (a) shall be subject to the condition that the City*
18 *accept the real property in its condition at the time of con-*
19 *veyance.*

20 *(d) REQUIREMENTS RELATING TO CONVEYANCE.—(1)*
21 *The Secretary may not make the conveyance authorized by*
22 *subsection (a) until the commencement of the use by the*
23 *Navy of a Naval Reserve Center that is a suitable replace-*
24 *ment for the Naval Reserve Center located on the property*
25 *to be conveyed.*

1 (2) *The Secretary may not commence construction of*
2 *a facility to be the replacement facility under paragraph*
3 *(1) for the Naval Reserve Center until the Secretary com-*
4 *pletes an environmental impact statement with respect to*
5 *the construction and operation of the facility to be the re-*
6 *placement facility.*

7 (e) *PAYMENT FOR COMMERCIAL USE.—If at any time*
8 *after the conveyance under this section the City ceases uti-*
9 *lizing the real property conveyed under subsection (a) for*
10 *public purposes, and uses such real property instead for*
11 *commercial purposes, the City shall pay to the United*
12 *States an amount equal to the excess, if any, of—*

13 (1) *an amount equal to the fair market value (as*
14 *determined by the Secretary) of the real property re-*
15 *ferred to in subsection (b)(2), and any improvements*
16 *thereon, at the time the City ceases utilizing the real*
17 *property for public purposes, over*

18 (2) *the amount determined by the Secretary*
19 *under subsection (b)(1).*

20 (f) *USE OF PROCEEDS.—Proceeds from the sale shall*
21 *be deposited in the Treasury of the United States.*

22 (g) *DESCRIPTION OF PROPERTY.—The exact acreage*
23 *and legal description of the property to be conveyed under*
24 *this section shall be determined by a survey satisfactory to*

1 *the Secretary. The cost of the survey shall be borne by the*
 2 *City.*

3 *(h) ADDITIONAL TERMS AND CONDITIONS.—(1) The*
 4 *Navy may scope more than one site.*

5 *(2) The Secretary may require such additional terms*
 6 *and conditions in connection with the conveyance under*
 7 *this section as the Secretary considers appropriate to pro-*
 8 *tect the interests of the United States.*

9 **SEC. 127. LAND TRANSFER, WOODBRIDGE RESEARCH FACIL-**
 10 **ITY, VIRGINIA.**

11 *(a) REQUIREMENT OF TRANSFER.—Notwithstanding*
 12 *any other provision of law, the Secretary of the Army shall*
 13 *transfer, without reimbursement, to the Department of the*
 14 *Interior, a parcel of real estate consisting of approximately*
 15 *580 acres and comprising the Army Research Laboratory*
 16 *Woodbridge Facility, Virginia, together with any improve-*
 17 *ments thereon.*

18 *(b) USE OF TRANSFERRED PROPERTY.—The Secretary*
 19 *of the Interior shall use appropriate parts of this real prop-*
 20 *erty for (1) incorporation into the Mason Neck Wildlife Ref-*
 21 *uge and (2) work with the local government and the*
 22 *Woodbridge Reuse Committee to plan any additional usage*
 23 *of the property, including an environmental education cen-*
 24 *ter: Provided, That the Secretary of the Interior provide ap-*
 25 *propriate public access to the property.*

- 1 This Act may be cited as the “Military Construction
- 2 Appropriations Act, 1995”.

Passed the House of Representatives May 24, 1994.

Attest: DONNALD K. ANDERSON,
Clerk.